

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : Edward C. Villela et al) Group Art Unit : 3721
Serial No. : Divisional Application) Examiner Louis B. Tran
of Serial No. 10/376,941)
Filed : Concurrently herewith)
For : NAIL GUN DEPTH CONTROL SPACER

1361 Alps Road
Wayne, NJ 07470

MARCH 23, 2004

Mail Stop Patent Application
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450


Sir:

DECLARATION OF ATTORNEY
RE: PENDING PRIOR SERIAL NO.

The undersigned attorney for applicant(s) hereby certifies and declares that the attached copy is a true copy of the above-identified pending prior application Serial No. 10/376,941 as originally filed on February 28, 2003 in the U.S. Patent Office.

Attorney for applicant(s) declares that all statements made herein of his own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the U.S. Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Respectfully submitted,



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I hereby claim benefit under Section 120 of Title 35 of the United States Code of any United States application(s) or PCT application(s) designating the United States identified below and, insofar as the subject matter of each of the claims of this application is not disclosed in said prior application(s) in the manner provided by the first paragraph of Section 112 of Title 35 of the United States Code, I acknowledge my duty to disclose material information of which I am aware as defined in Section 1.56(a) of Title 37 of the Code of Federal Regulations which occurred between the filing date of the prior application(s) and the national or PCT filing date of this application:

<u>Application Serial No.</u>	<u>Filing Date</u>	<u>Status</u>
09/757,195	January 9, 2001	Pending

I hereby appoint:

William J. Davis, Reg. No. 30,744, Imre Balogh, Reg. No. 26,835, Marilyn J. Maue, Reg. No. 18,869 and Dr. Walter Katz, Reg. No. 19,706, or either of them as my agent or attorney with full power of substitution and revocation to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith.

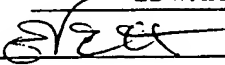
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I hereby declare that all statements made herein and in the above-identified specification of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

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